

**United States District Court
District of Massachusetts**

PAUL M. NGOBENI,
PLAINTIFF,

v.

**CHRISTOPHER M. BROWN, OFFICER
TETREAULT, PAULA C. MEARA,
MARCUS LAWRENCE M. DUMAS,
HAMILTON WRAY, THOMAS
HERVIEUX, KENNETH MURRAY,**
DEFENDANTS.

**CIVIL ACTION NO.
3:04-CV-30167-MAP**

FILED
IN CLERK'S OFFICE
2005 JUN -1 A 10:06

U.S. DISTRICT COURT
DISTRICT OF MASS.

JOINT STATEMENT PURSUANT TO L.R. 16.1

Now comes the defendants and state that they have attempted to confer by telephone with the plaintiff, but the phone number for the plaintiff listed in the docket has been disconnected or is incorrect. Further, counsel for defendants has not received any communication from plaintiff since filing answers.

Defendants certify that they have conferred amongst themselves as required by Local Rule 16.1 with a view of establishing a budget for the costs of conducting the full course, and various alternative courses, of litigation and to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

In addition, the defendants agree to an order for discovery and a proposed schedule for the filing of motions and pretrial scheduling as follows:

1. All automatic discovery will be exchanged by June 27, 2005;
2. All written discovery requests will be served July 27, 2005;
3. All non-expert depositions within January 27, 2006;

4. Counsel will appear again before this court for a status conference thereafter.
5. In the event that the plaintiff fails to appear at the scheduling conference, defendants request that the case be dismissed due to the plaintiff's failure to comply with Local Rule 16.1.

Respectfully submitted,

Defendants

**OFFICER TETRAULT,
PAULA C. MEARA, MARCUS
LAWRENCE M. DUMAS, HAMILTON
WRAY, THOMAS HERVIEUX,
KENNETH MURRAY**

By Their Attorneys



Edward M. Pikula

Associate City Solicitor

BBO #399770

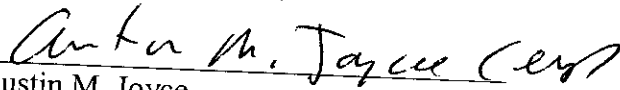
CITY OF SPRINGFIELD LAW DEPARTMENT

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Springfield, Massachusetts 01103

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Telefax: (413) 787-6173



Austin M. Joyce

Reardon, Joyce & Akerson, P.C.

397 Grove Street

Worcester, MA 01605

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the within Document was this day served upon Plaintiff by mailing same, first class postage prepaid, to:

PAUL M. NGOBENI

Federal Bar No. Ct 08187

914 Main Street, Suite 206

East Hartford, CT 06108

(860) 288-3155

SIGNED under the pains and penalties of perjury.

Dated: June 1, 2005



Edward M. Pikula, Esquire
Attorney for Defendants